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23 *Debtors and Debtors in Possession*

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF WASHINGTON

24 In re

25 EASTERDAY RANCHES, INC., *et al.*
26 Debtors.¹

Chapter 11

Lead Case No. 21-00141-WLH11
Jointly Administered

**DEBTORS' EX PARTE MOTION TO
SHORTEN TIME FOR HEARING ON
APPLICATION FOR AN ORDER
AUTHORIZING EMPLOYMENT AND
COMPENSATION OF HYPERAMS
LLC, AS APPRAISER FOR THE
DEBTORS**

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¹ The Debtors along with their case numbers are as follows: Easterday Ranches, Inc. (21-00141) and Easterday Farms, a Washington general partnership (21-00176).

EX PARTE MOTION TO SHORTEN TIME FOR HEARING
ON APPLICATION FOR AN ORDER AUTHORIZING
EMPLOYMENT AND COMPENSATION OF HYPERAMS
LLC, AS APPRAISER FOR THE DEBTORS – Page 1

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1 Easterday Ranches, Inc., and Easterday Farms, a Washington general
2 partnership, debtors and debtors in possession (the “Debtors”) in the above-captioned
3 chapter 11 cases (the “Chapter 11 Cases”), hereby move the court (the “Motion to
4 Shorten Time”) on an *ex parte* basis for an order shortening time for hearing on the
5 Debtors’ Application for an Order Authorizing Employment and Compensation of
6 HYPERAMS LLC, as Appraiser for the Debtors (the “Application”). This Motion to
7 Shorten Time is based on the record and files herein, including the Application and
8 the supporting declaration of Thomas L. Pabst (“Pabst Declaration”). In further
9 support of this Motion to Shorten Time, the Debtors respectfully represent as follows:

10 **A. Background**

11 On February 1, 2021, debtor Easterday Ranches, Inc. filed a voluntary petition
12 for relief under chapter 11 of the Bankruptcy Code before this court. On February 8,
13 2021, debtor Easterday Farms, a Washington general partnership, also filed a
14 voluntary petition for relief under chapter 11 of the Bankruptcy Code before this
15 court.

16 The Debtors filed their schedules and statements of financial affairs on April 9,
17 2021 [Docket Nos. 541 and 547]. The Debtors continue to operate and manage their
18 business and affairs as debtors in possession pursuant to sections 1107 and 1108 of the
19 Bankruptcy Code. No trustee or examiner has been appointed in the Chapter 11
20 Cases.

21 **B. The Application to Authorize Employment and Compensation of**
22 **HYPERAMS LLC as Appraiser for the Debtors**

23 Pursuant to the Application, the Debtors seek the entry of an order pursuant to
24 sections 327(a) and 328(a), Bankruptcy Rules 2014(a) and LBR 2014-1, authorizing
25 the employment and retention of HYPERAMS as an appraiser for certain personal
26 property.

27 *EX PARTE* MOTION TO SHORTEN TIME FOR HEARING
28 ON APPLICATION FOR AN ORDER AUTHORIZING
EMPLOYMENT AND COMPENSATION OF HYPERAMS
LLC, AS APPRAISER FOR THE DEBTORS – Page 2

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1 HYPERAMS specializes in equipment appraisal and sales and has expertise in
2 the agricultural space. HYPERAMS has conducted thousands of appraisals and has
3 extensive experience in appraising agricultural equipment. Pursuant to the
4 Engagement Letter attached to Pabst Declaration, dated April 16, 2021, the Debtors
5 engaged HYPERAMS, subject to court approval, to provide appraisal of the Debtors'
6 extensive equipment assets.

7 The employment of HYPERAMS is appropriate and necessary to enable the
8 Debtors to execute their duties as debtors and debtors in possession. Subject to entry
9 of an appropriate order of this Court, HYPERAMS is prepared to render appraisal
10 services to the Debtors.

11 **C. Exigent Circumstances Exist for Shortening Time for Hearing on the**
12 **Application.**

13 The Application should be heard on shortened time to avoid irreparable harm to
14 the Debtors and their estates.

15 The Debtors operate commercial farming and ranching operations, as more
16 fully described in the First Day Declarations, which requires significant equipment to
17 accommodate the Debtors' operations. As the Debtors' schedules reflect, the Debtors
18 own hundreds of pieces of equipment located in more than a half-dozen locations. As
19 part of their efforts to expeditiously liquidate their personal property assets, the
20 Debtors require appraisal services to allow the Debtors to maximize the value of their
21 assets.

22 Sufficient cause exists to grant this Motion to Shorten Time, as the relief sought
23 in the Application will preserve value for the Debtors' estates, and the exigent nature
24 of the relief justifies the matter being heard on shortened time.

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27 *EX PARTE* MOTION TO SHORTEN TIME FOR HEARING
28 ON APPLICATION FOR AN ORDER AUTHORIZING
EMPLOYMENT AND COMPENSATION OF HYPERAMS
LLC, AS APPRAISER FOR THE DEBTORS – Page 3

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1 CONCLUSION

2 WHEREFORE, for all of the foregoing reasons, the Debtors respectfully
3 request that the court shorten time for hearing on the Application to Wednesday, April
4 28, 2021, at 10:00 a.m. Pacific Time, with the responses due, either in writing or
5 orally, before or at the time of the hearing.

6 Dated: April 19, 2021

BUSH KORNFELD LLP

7 /s/ Thomas A. Buford

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27 *EX PARTE* MOTION TO SHORTEN TIME FOR HEARING
28 ON APPLICATION FOR AN ORDER AUTHORIZING
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LLC, AS APPRAISER FOR THE DEBTORS – Page 4

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